

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**John J. Koresko, V and
PennMont Benefit Services, Inc.,**

Plaintiffs,

v.

**Jeff Bleiweis,
Raymond Ankner,
CJA and Associates, Inc., and
MetLife Insurance Company of Connecticut,**

Defendants.

Civil Action No. 04-cv-769

**NOTICE OF CROSS APPEAL BY
DEFENDANT METLIFE INSURANCE COMPANY OF CONNECTICUT**

Notice is hereby given that Defendant MetLife Insurance Company of Connecticut¹ cross appeals to the United States Court of Appeals for the Third Circuit from a Memorandum and Order dated December 30, 2004, and entered January 3, 2005 (Docket #80) denying Defendant The Travelers Life and Annuity Company's Motion to Dismiss Portions of the First Amended Complaint (Docket #49).

Respectfully submitted,

Dated: September 25, 2009

s/ Robert W. Ashbrook, Jr.

Diane Siegel Danoff

Robert W. Ashbrook, Jr.

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Attorneys for MetLife Insurance Company of Connecticut

¹ After this case was filed, the name of original defendant The Travelers Life and Annuity Company became MetLife Insurance Company of Connecticut.

CERTIFICATE OF SERVICE

I certify that today that in

Koresko et al. v. Bleiweis et al., E.D. Pa. 04-cv-769

that the following documents have been filed electronically and is available for viewing and downloading from the Court's Electronic Case Filing (ECF) system:

Notice of Cross Appeal by Defendant MetLife Insurance Company of Connecticut

Certificate of Service

and that service on the following parties, who have consented to electronic service, is being accomplished by the electronic service of a Notice of Electronic Case Filing:

CJA & Associates, Inc.,
Raymond G. Ankner, and
Jeffrey I. Bleiweis

c/o Craig R. Tractenberg, Esq.
Nixon Peabody LLP
ctractenberg@nixonpeabody.com

John J. Koresko, V, and
PennMont Benefit Services, Inc.

c/o Jeanne D. Bonney, Esq.
Koresko & Associates, P.C.
jbonney@pennmont.com

Dated: September 25, 2009

s/ Robert W. Ashbrook, Jr..

Robert W. Ashbrook, Jr.